

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

LIFE TECHNOLOGIES CORPORATION,
and APPLIED BIOSYSTEMS, LLC,

Case No. C 12-00852 WHA (JCS)

Plaintiffs,

**ORDER RE REQUEST FOR
ATTORNEYS' FEES AND COSTS**

v.

[Docket No. 373]

BIOSEARCH TECHNOLOGIES INC.,
BIOSYNTHESIS, INC., and EUROFINS
MWG OPERON, INC.,

Defendants.

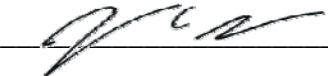
Plaintiffs Life Tech Technologies Corporation and Applied Biosystems LLC (collectively, “Life Tech”) filed a motion for Sanctions for Violation of a Protective Order (the “Motion”), alleging that two of Defendant Biosearch Technologies, Inc.’s (“Biosearch”) attorneys at Morgan, Lewis & Brockius LLP violated multiple court orders. A hearing was held on the Motion on Friday, April 27, 2012, at 9:00 am, and the Motion was granted in part for sanctions in the form of reasonable attorneys’ fees and costs. *See* Order Granting in Part and Denying in Part Plaintiff’s Motion for Sanctions (“Order”) at 19. Following the Order, Life Tech submitted declarations supporting its request for attorneys’ fees and costs; Biosearch filed objections to the reasonableness of those fees and costs in response. *See* Dkt. Nos. 373, 386.

On September 18, 2012, Judge Alsup, by stipulation of the parties, ordered that “the claims of Life against [Biosearch] and the counterclaims of [Biosearch] against Life in this lawsuit are dismissed without prejudice. . . . Life and [Biosearch] bear their own attorneys’ fees and costs incurred in connection with the prosecution and defense of this lawsuit.” Order Dismissing

1 Biosearch, Dkt. No. 435. In light of this order, Life Tech's request for attorneys' fees and costs is
2 denied without prejudice.

3 IT IS SO ORDERED

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5 Dated: October 2, 2012

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8 JOSEPH C. SPERO
9 United States Magistrate Judge
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